

FILED

AUG 24 2005

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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18 **UNITED STATES DISTRICT COURT**

19 **NORTHERN DISTRICT OF CALIFORNIA**

20 IN RE CORNERSTONE PROPANE
21 PARTNERS LP SECURITIES LITIGATION

) Case No. C03-2522 MHP

) **STIPULATION AND ~~PROPOSED~~**
) **ORDER RESCHEDULING STATUS**
) **CONFERENCE**

) **CLASS ACTION**

) Date: January 24, 2005 (suspended)
) Trial Date: Not Yet Set
) Courtroom: 15
) Judge: Hon. Marilyn Hall Patel

1 WHEREAS, on December 7, 2004, pursuant to stipulation by and between the parties
2 and by order of the Court, so that the Individual Defendants' Motion to Dismiss could be heard,
3 the Status Conference then scheduled for December 20, 2004, was vacated and rescheduled for
4 January 24, 2005 at 2:00 p.m.;

5 WHEREAS, on January 14, 2005, the parties submitted for the Court's approval a Joint
6 Case Management Statement and [Proposed] Order;

7 WHEREAS, on January 24, 2005 the Court held a hearing on the Individual Defendants'
8 Motions to Dismiss and suspended the Status Conference pending the Court's ruling on the
9 Motions;

10 WHEREAS, on February 7, 2005, the Court issued an order granting the Motions to
11 Dismiss with leave to amend;

12 WHEREAS, on April 1, 2005, Plaintiff filed a Second Amended Complaint;

13 WHEREAS, on April 14, 2005, the Court held a telephonic conference with all the
14 parties;

15 WHEREAS, on May 10, 2005, Defendants Newell, Lewis, Hylland, Nye, Goedde, and
16 Baxter filed Answers to the Second Amended Complaint;

17 WHEREAS, on May 10, 2005, Defendants Kittrell and Woods filed a Motion to Dismiss;

18 WHEREAS, on July 5, 2005, the Court issued an order granting Defendants' motion to
19 dismiss as to Defendant Woods and denying the Motion as to Defendant Kittrell;

20 WHEREAS, on July 19, 2005, Defendant Kittrell filed an Answer to the Second
21 Amended Complaint;

22 WHEREAS, the parties have conferred and agreed that the Status Conference previously
23 suspended by the Court pending the resolution of the Defendants' Motions to Dismiss be
24 rescheduled for September 19, 2005.

25 IT IS HEREBY STIPULATED AND AGREED, that the Status Conference previously
26 scheduled for January 24, 2005 and suspended pending the resolution of the Motions to Dismiss,
27 be rescheduled for September 19, 2005 at 3:00 pm.
28

Attorneys for Defendants Merle D. Lewis
and Daniel K. Newell

DATED: August ____, 2005

WINTHROP & WEINSTINE, P.A.

By: /s/
David P. Pearson

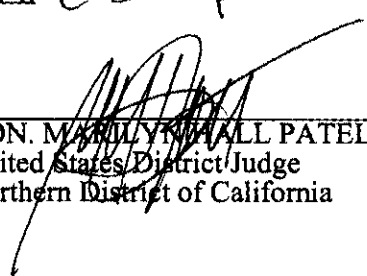
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Attorneys for Defendant Richard R. Hylland

ORDER

PURSUANT TO THE STIPULATION, IT IS SO ORDERED THAT the Status
Conference previously scheduled for January 24, 2005 and suspended by the Court, is
rescheduled for SEPTEMBER 26, 2005 @ 3:00 pm

DATED: August 23, 2005


HON. MARILYN HALL PATEL
United States District Judge
Northern District of California